

Sale Date: 11/05/2020	Time: 10:30 am
Location: 411 W. Fourth St., Santa Ana, California via ZOOM (see attached instructions).	

Last date to file objections: 10/22/2020

Terms and conditions of sale:

Proposed sale price: \$ 25,000.00

Overbid procedure (if any): SEE ATTACHED

If property is to be sold free and clear of liens or other interests, list date, time and location of hearing:

November 5, 2020
10:30 a.m.

United States Bankruptcy Court
The Honorable Erithe A. Smith, Presiding
by ZOOM (See attached ZOOM Information)

Contact person for potential bidders (include name, address, telephone, fax and/or email address):

Michael G. Spector
LAW OFFICES OF MICHAEL G. SPECTOR
2122 North Broadway
Santa Ana, CA 92706
Tel. 714.835.3130
Fax. 714.558.7435
Email. mgspector@aol.com

Date: 11/05/2020

AUCTION PROCEDURES

The auction will be conducted via ZOOM at the time of the hearing on this Motion on November 5, 2020 at 10:30 a.m., conducted by Trustee's counsel and subject to the approval of the Bankruptcy Court.

The property to be auctioned is the Assigned Claims. The Assigned Claims are being sold as is, where is, without warranties or representations. As a result, the estate is not making any representations as to whether these are valid claims.

The terms of the auction shall be:

(1) all potential bidders must tender a cashier's check to counsel for the Trustee no later than November 2, 2020 in the sum of \$25,000, made payable to "Richard Marshack, Chapter 7 Trustee;"

(2) the initial minimum overbid shall be \$5,000;

(3) each overbid thereafter shall be \$2,000;

(4) the successful bidder shall have forty-eight (48) hours following the hearing to tender the balance of the purchase price. The Trustee will return the \$25,000 cashier's checks of any unsuccessful bidders within (48) hours, if the successful bidder tenders the balance of the purchase price. If the successful bidder does not tender the balance of the purchase price within forty-eight (48) hours, the successful bidder's \$25,000 cashier's check shall be returned and the next highest bidder will become the successful bidder, so long as said bidder tenders the balance owing within forty-eight (48) hours of being notified that he/she/it is the successful bidder;

(5) in the event there are no overbids received by the Trustee at the auction, O'Gara Coach shall, subject to court approval, be deemed the successful bidder.

(6) any person wishing to overbid must be present by ZOOM at the auction.

ZOOM PROCEDURES

Please be advised that because of the COVID-19 pandemic, the Court will conduct the hearing using ZoomGov audio and video technology. Information on how to participate in the hearing using ZoomGov is provided on the following page of this notice. Hearing participants and members of the public may participate in and/or observe the hearing using ZoomGov, free of charge.

Individuals may connect by ZoomGov audio and video using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device with an integrated camera, microphone and speaker (such as an iPhone, iPad, Android phone or Android tablet). The connection can be initiated by entering the "Meeting URL" into a web browser on any of these devices, provided the device is connected to the Internet. Individuals connecting in this manner will be prompted for the Meeting ID and Password shown below.

Individuals also may connect to the hearing by telephone only, using the telephone number provided below. Individuals connecting in this manner also will be prompted for the Meeting ID and Password. Neither a Zoom nor a ZoomGov account is necessary to participate in or observe the hearing, and no pre-registration is required. The audio portion of the hearing will be recorded electronically by the Court and constitute its official record.

All persons are strictly prohibited from making any other recording of court proceedings, whether by video, audio, "screenshot," or otherwise. Violation of this prohibition may result in the imposition of monetary and non-monetary sanctions.

The following is the unique ZoomGov connection information for the above-referenced hearing:

Video/audio web address: <https://cacb.zoomgov.com/j/1612024146>

ZoomGov meeting number: 161 202 4146

Password: 554898

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828-7666

For more information on appearing before Judge Smith by ZoomGov, please see the "Notice of Video and Telephonic Appearance Procedures for Judge Erithe A. Smith's Cases" on the Court's website at:

<https://www.cacb.uscourts.gov/judges/honorable-erithe-smith> under the "Telephonic Instructions" section.

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

2122 North Broadway
Santa Ana, CA 92706

A true and correct copy of the foregoing document entitled: **NOTICE OF SALE OF ESTATE PROPERTY** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)**: Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (date) 10/15/2020, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

2. **SERVED BY UNITED STATES MAIL:**

On (date) 10/15/2020, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☒ Service information continued on attached page

3. **SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) _____, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

10/15/2020
Date

Michael G. Spector
Printed Name


Signature

SERVICE BY ECF

Christopher Barry
Jaenam J Coe
Sara Colon

Vincent V Frounjian
David B Golubchik
Linda T Hollenbeck
Bret D Lewis
Richard A Marshack (TR)

Rejoy Nalkara
Katie M Parker
Thomas J Polis

United States Trustee (SA)
Michael D Vanlochem

hawk@rbblawgroup.com, legalstaff@rbblawgroup.com
coelaw@gmail.com
sara@bnsklaw.com,
ethan@bnsklaw.com;kete@bnsklaw.com
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janguiano@vandc.net

SERVICE BY U.S. MAIL

Presiding Judge
Honorable Erithe A. Smith
U.S. Bankruptcy Judge
411 W. Fourth St., Rm 5040
Santa Ana, CA 92701